



PTO/SB/31 (05-03)

Approved for use through 4/30/2003. OMB 0651-0031

Approved for use through 4/30/2006. GPO 000-1000.

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

TRADEMARK NOTICE OF APPEAL FROM THE EXAMINER TO THE BOARD OF PATENT APPEALS AND INTERFERENCES		Docket Number (Optional) 2643-1-001						
<p>I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on <u>October 22, 2004</u></p> <p>Signature <u>Lois A. Snure</u></p> <p>Typed or printed name <u>Lois A. Snure</u></p>								
<p>In re Application of Neil Stewart</p> <table border="1"> <tr> <td>Application Number 10/031,837</td> <td>Filed May 28, 2002</td> </tr> <tr> <td colspan="2">For GAME METHOD AND APPARATUS</td> </tr> <tr> <td>Art Unit 3712</td> <td>Examiner B. Layno</td> </tr> </table>			Application Number 10/031,837	Filed May 28, 2002	For GAME METHOD AND APPARATUS		Art Unit 3712	Examiner B. Layno
Application Number 10/031,837	Filed May 28, 2002							
For GAME METHOD AND APPARATUS								
Art Unit 3712	Examiner B. Layno							

Applicant hereby **appeals** to the Board of Patent Appeals and Interferences from the last decision of the examiner.

The fee for this Notice of Appeal is (37 CFR 1.17(b)) \$ 340.00

Applicant claims small entity status. See 37 CFR 1.27. Therefore, the fee shown above is reduced by half, and the resulting fee is: \$ 170.00

A check in the amount of the fee is enclosed.

Payment by credit card. Form PTO-2038 is attached.

The Director has already been authorized to charge fees in this application to a Deposit Account. I have enclosed a duplicate copy of this sheet.

The Director is hereby authorized to charge any fees which may be required, or credit any overpayment to Deposit Account No. 11-1153. I have enclosed a duplicate copy of this sheet.

A petition for an extension of time under 37 CFR 1.36(a) (PTO/SB/22) is enclosed. ADDITIONAL 2 MONTHS

WARNING: Information on this form may become public. Credit card information should not be included on this form. Provide credit card information and authorization on PTO-2038.

I am the

- applicant/inventor.
- assignee of record of the entire interest.
See 37 CFR 3.71. Statement under 37 CFR 3.73(b) is enclosed.
(Form PTO/SB/96)
- attorney or agent of record.
- attorney or agent acting under 37 CFR 1.34(a).
Registration number if acting under 37 CFR 1.34(a). _____


Signature
David A. Jackson

David A. Jackson

Typed or printed name

(201) 487-5800

Telephone number

Telephone number

October 22, 2004

Date

st or their representative(s) are required.

NOTE: Signatures of all the inventors or assignees of record of the entire interest or their representative(s) are required. Submit multiple forms if more than one signature is required, see below*.

*Total of _____ forms are submitted.

This collection of information is required by 37 CFR 1.191. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2.

10/28/2004 MAHMED1 00000003 10031837

02 FC:2401

170.00 0P